

The Board of County Commissioners convened in regular session on this Tuesday, January 26, 2010, at The Villages, Sumter County, Florida, with the following members present to wit: Richard Hoffman, District No. 1; Doug Gilpin, Chairman, District No. 2; Don Burgess, Vice Chairman, District No. 3; Garry Breeden, District No. 4; and Randy Mask, 2nd Vice Chairman, District No. 5. The following individuals were also present and acting in their respective official capacities: Bradley Arnold, County Administrator; John Lege, Finance Director; Melissa Elliott, Deputy Clerk; Connie Webb, Deputy Clerk; and Derrill L. McAteer of The Hogan Law Firm, Attorneys for the Board. The meeting was called to order at 5:00 p.m. by Chairman Gilpin, with the invocation given by Commissioner Mask, followed by the flag salute which was led by Commissioner Breeden.

1. TIMED ITEMS AND PUBLIC HEARINGS

a. 5:00 PM - Public Hearing - Amendment to Sumter County Code Chapter 4 - Animal Control

Chairman Gilpin called for a Public Hearing to consider "An Ordinance of Sumter County, Florida, Amending Certain Definitions and Provisions of Chapter Four of the Sumter County Code Related to Animal Control, Providing for Codification, Providing for Severability, and Providing for an Effective Date." Proof of Publication, as advertised, filed herewith.

Bradley Arnold, County Administrator, gave a brief summary of the changes in the proposed ordinance.

PUBLIC: Mary and Mark Kisenwether, 10958 CR 738H, Webster, and Pat Roberts, 432 Carrera Drive, The Villages, addressed the Board on the proposed ordinance.

Commissioner Breeden moved, with a second by Commissioner Hoffman, to approve the ordinance (Ord. No. 2010-02), as presented, amending Sumter County Code Chapter 4 - Animal Control with the addition of the word "unattended" to the end of Section 4-18 on page 9 of the ordinance. The motion carried unanimously 5 - 0.

012610-1-a

2. REPORTS AND INPUT

a. County Administrator

1. Purchase Orders (For Information Only)

012610-2-a-1

2. Significant Schedule of Items (For Information Only)

Mr. Arnold advised that the joint workshop with the City of Coleman is tentatively set for February 15th at the Coleman City Hall.

012610-2-a-2

3. Road Projects update report (For Information Only)

012610-2-a-3

4. Facilities Development Project update (For Information Only)

012610-2-a-4

5. Department Surveys for December (For Information Only)

012610-2-a-5

6. Notice to Proceed for CR 470 (For Information Only)

This is related to Stimulus Project FPN 428095-1-58-01, Contract No. APT44 for funding in the amount of \$1,537,478.00.

012610-2-a-6

7. Notice to proceed for CR 476 E (For Information Only)

This is related to Stimulus Project FPN428096-1-58-01, Contract No. APT46 for funding in the amount of \$1,173,328.00.

012610-2-a-7

8. Sumter County School Board soliciting bids from local government agencies for two portable buildings (For Information Only)

012610-2-a-8

9. Request from Sheriff's Office to relocate metal carport to new location in The Villages (For Information Only)

Mr. Arnold advised that he had spoken with Chief Deputy Jack Jordan and Chief Jordan advised that he is looking in to other locations to relocate the carport.

012610-2-a-9

10. Update on Skeet Range at the Lake Panasoffkee Disposal Area (For Information Only)

012610-2-a-10

11. Consent Order OGC File No: 08-2376 from the Florida Department of Environmental Protection regarding the Sumter County Materials Recovery Facility (For Information Only)

012610-2-a-11

12. Letter to Constitutional Officers and Lake Sumter EMS regarding participation in the Sumter County Health Plan (For Direction)

The consensus was for Mr. Arnold to proceed with the letter as presented.

012610-2-a-12

13. Letter to Constitutional Officers regarding salary increases (For Direction)

The consensus was for Mr. Arnold to proceed with the letter as presented.

012610-2-a-13

b. County Attorney

Derrill McAteer presented an offer of judgment in the amount of \$200,000 received this date from the County's right-of-way counsel in the case of Sumter County v. Oxford Land Holdings, Inc. d/b/a Oxford Outdoor Advertising, Case No. 2009-CA-000466, regarding the billboards on Parcels 100 and 101 (CR 466A).

Commissioner Breeden moved, with a second by Vice Chairman Burgess, to approve the Offer of Judgment as presented for Parcels 100 and 101 on CR 466A. The motion carried unanimously 5 - 0.
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012610-2-b-1

c. Clerk of Court - No report.

d. Board Members

1. Commissioner Richard Hoffman

Commissioner Hoffman presented a Release of Lien for Cadles of Grassy Meadows II, LLC, Parcel No. N05=012 (N05012). He explained that it was requested this be

expedited in order to allow the real estate closing to go forward.

Commissioner Hoffman moved, with a second by Commissioner Mask, to approve the Release of Lien on Parcel N05=012, currently owned by Cadles of Grassy Meadows II, LLC. The motion carried unanimously 5 - 0.

012610-2-d-1

Commissioner Hoffman reminded the Board with this year being a census year it will be necessary to address redistricting in 2011.

2. Commissioner Randy Mask - No report.
3. Commissioner Garry Breeden

Commissioner Breeden advised that Everett Kelly had advised him that he would be stepping down from Workforce Central Florida. Mr. Kelly informed Commissioner Breeden that Kelly Rice has expressed an interest in filling the vacancy.

Commissioner Breeden moved, with a second by Commissioner Mask, to approve the resignation of Everett Kelly from Workforce Florida Central and the appointment of Kelly Rice to fill the vacancy. The motion carried unanimously 5 - 0.

012610-2-d-3

4. Vice Chairman Don Burgess

Vice Chairman Burgess discussed the two ribbon cuttings that were held this date.

5. Chairman Doug Gilpin

Chairman Gilpin advised that he had recently participated as a judge in a 4-H Public Speaking Event.

Chairman Gilpin discussed the policy that Board employees are not allowed to enroll their children in The Villages Charter Schools. After discussion the consensus was to reverse this and allow the children of Board employees who meet certain criteria to attend The Villages Charter Schools. Mr. Arnold will bring this back to the Board on February 23, 2010 for finalization.

e. Public Forum

Mark Kisenwether - 10958 CR 738H, Webster, inquired about the dismissal of the lawsuit the County had filed against him. Derrill McAteer advised that everything has been

completed and he will forward a copy of the dismissal to Mr. Kisenwether.

3. NEW BUSINESS-ACTION REQUIRED

a. MINUTES

1. Minutes of Regular Meeting held on January 12, 2010 (Staff recommends approval).

Vice Chairman Burgess moved, with a second by Commissioner Mask, to approve the Minutes of the Regular Meeting held on January 12, 2010. The motion carried unanimously 5 - 0.

b. FUTURE PUBLIC HEARINGS OR MEETINGS

1. None

c. APPOINTMENTS

1. Well Florida Council vacancy (Board's option).

There was no action taken.

012610-3-c-1

2. Zoning and Adjustment Board vacancy (Board's option).

Commissioner Breeden advised that the potential candidate he had has decided not to pursue the appointment. Commissioner Hoffman advised that he may have a potential candidate for the next meeting.

012610-3-c-2

3. Review of appointees and terms on the Tourist Development Council (Board's option).

There was no action taken.

012610-3-c-3

d. CONTRACTS AND AGREEMENTS

1. Housing and Urban Development (HUD) Section 8 Voucher Program contracts (Staff recommends approval).

012610-3-d-1

2. Cancellation of Fire Sprinkler Protection Contract with Cox Fire Protection, f/k/a Seckman's Fire Sprinklers of Ocala (Staff recommends approval).

The fire sprinkler inspection contract will be outsourced through bid process in June of 2010. Piper Fire Protection, Inc. will be maintaining fire protection services to Sumter County until a new vendor contract has been established.

012610-3-d-2

3. Contract with de la Parte and Gilbert for professional right-of-way legal services (Staff recommends approval).

012610-3-d-3

Commissioner Breeden moved, with a second by Commissioner Hoffman, to approve Items 1 through 3 under Contracts and Agreements. The motion carried unanimously 5 - 0.
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e. FINANCIAL

1. Purchase Order Approval (Staff recommends approval).

012610-3-e-1

2. Budget Amendment A-43 (FY 09/10) for Sumter Fire District Hazardous Mitigation Grant Project (Staff recommends approval).

012610-3-e-2

3. Budget Amendment A-44 (FY09/10) for Villages Fire Impact Fees (Staff recommends approval).

012610-3-e-3

4. Budget Amendment A-45 (FY09/10) for EMS County Grant (Staff recommends approval).

012610-3-e-4

5. Budget Amendment A-46 (FY 09/10) for Transit Fund (Staff Recommends Approval).

012610-3-e-5

6. Budget Amendment A-47 (FY 09/10) for Budget Cash Balance Forward Account Adjustments (Staff Recommends Approval).

012610-3-e-6

7. Revisions to the Sumter County Financial Policies (Staff recommends approval).

012610-3-e-7

Vice Chairman Burgess moved, with a second by Commissioner Mask, to approve Items 1 through 7 under Financial. The motion carried unanimously 5 - 0.

f. GENERAL ITEMS FOR CONSIDERATION

1. Designation of the Newspaper of Record for Legal Advertisements (Board's Option).

Commissioner Breeden moved, with a second by Commissioner Mask, to approve the designation of The Villages Daily Sun as the Newspaper of Record for Legal Advertisements. The motion carried unanimously 5 - 0.

012610-3-f-1

2. Short-term and long-term disability coverage revisions (Board's Option).

Commissioner Breeden moved, with a second by Vice Chairman Burgess, to table the discussion of the short-term and long-term disability coverage revisions until a later time. The motion carried unanimously 5 - 0.

012610-3-f-2

3. C-44A Speed Limit Reduction within The Villages (Staff recommends approval).

The area affected would be from CR 139 to Buena Vista Boulevard.

012610-3-f-3

4. Accept CR 44A Right-of-Way Deeds from Villages of Southwest Plazas, LLC, The Villages of Lake-Sumter, Inc., and The Villages Operating Company and direct the Clerk of Court to record in the Public Records of Sumter County, Florida (Staff recommends approval).

These deeds are for Parcels G08=096 (G08096), G09=008 (G09008), G08=022 (G08022) and G09=016 (G09016).

012610-3-f-4

5. Stipulated Final Judgment concerning parcel 123 (CR 139) (Staff recommends approval).

The owners of this parcel are Dean A. Hilborne and Roseanne R. Jones.

012610-3-f-5

6. Stipulated Final Judgment concerning parcel 133 (CR 139) (Staff recommends approval).

The owners of this parcel are Raymond Penrose Beaumont, Trustee of the Raymond Penrose Beaumont Family Trust dated March 23, 1999 and June B. Beaumont, Trustee of the June B. Beaumont Family Trust dated March 23, 1999.

012610-3-f-6

7. Resolution adopting a fine and fee schedule for Animal Control Services pursuant to Chapter 4 of the Sumter County Code, as amended (Staff recommends approval).

012610-3-f-7

8. Consideration of Grievance Appeal Related to Provision of Transit Services (Staff recommends upholding of previous decision to require an escort).

This matter involves an appeal filed by Tami Silverman regarding a determination that her ridership with Sumter County Transit will include an escort during her trips.

Harriet Silverman, 1392 Suffield Street, The Villages (Tami Silverman's mother), advised the Board that she has been Ms. Silverman's escort when using the Transit buses for two years and it is now creating a hardship and would like to know why her daughter still needs an escort.

Tami Silverman, 1392 Suffield Street, The Villages, addressed the Board and advised that her mother does not assist her and feels she does not need an escort on the Transit buses. Ms. Silverman advised the Board that she will not adhere to the Board's ruling.

<p>Commissioner Breeden moved, with a second by Vice Chairman Burgess, to approve to uphold the decision of the Sumter County Transportation Disadvantaged Coordinating Board to require Ms. Silverman to have an escort when using the services of Sumter County Transit. The motion carried unanimously 5 - 0.</p>

012610-3-f-8

9. Modification of Proposed Stormwater Management System at Ms. Osteen's Residence near Lake Miona Park (Staff recommends approval).

012610-3-f-9

10. Resolution concerning the Emergency Medical Services Grant (EMS Grant) for FY 09/10 (Staff recommends approval).

012610-3-f-10

Commissioner Mask moved, with a second by Commissioner Breeden, to approve Items 3 through 7 and 9 through 10 under General Items for Consideration. The motion carried unanimously 5 - 0.

4. ADJOURN

Commissioner Breeden moved, with a second by Vice Chairman Burgess, to adjourn at 6:25 p.m. The motion carried unanimously 5 - 0.